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Attorneys for Defendants

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

NAYRA CABRERA, VICTOR TAPIA, and  
SEGUNDO DONE, Individually and on behalf of all  
other Similarly Situated Employees

Plaintiff,

vs.

MARRICIO FERNANDEZ, MATTHEW  
FERNANDEZ, 2541 FOOD CORP., ARCON CORP.,  
M & M MANAGEMENT, 592 LENOX FOOD  
CORP., 2076 EAST FOOD CORP., 2497  
SUPERMARKET CORP., 869 J MEAT CORP. and  
JOHN DOES #1-10, Jointly and Severally,

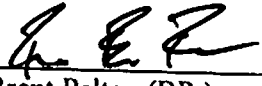
Defendants.

Civil Action No. 08-cv-9573 (PAC)(MHD)

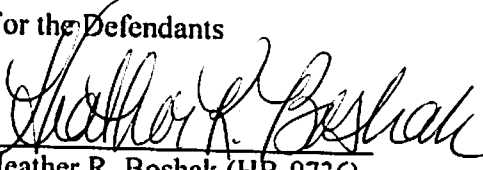
**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE  
AND WITHOUT COSTS**

Pursuant to Fed. R. Civ. P. 41(a), the parties to this matter, through their attorneys,  
stipulate and agree that the instant action, having been settled in accordance with a *Settlement  
Agreement and Release*, shall be and hereby is dismissed with prejudice, with each party to bear  
its own costs and attorneys' fees.

For the Plaintiffs

By:   
Brent Pelton (BP-)  
Attorney for Plaintiffs  
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For the Defendants

By:   
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(973) 992-4800

Dated: 6/1/09, 2009

Dated: 6/5, 2009

IT IS SO ORDERED:

\_\_\_\_\_  
Honorable Paul A. Crotty, U.S.D.J.

Dated: \_\_\_\_\_, 2009